

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TIMOTHY JAMES LUCAS,

Defendant.

CR 22-124-BLG-DLC

ORDER

Before the Court is the United States' Unopposed Motion for Preliminary Order of Forfeiture. (Doc. 47.) Defendant Timothy James Lucas has been adjudged guilty of possession with intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1), as charged in Count II of the Indictment. (Doc. 48.) As such, there is a factual basis and cause to issue an order of forfeiture, pursuant to 21 U.S.C. § 853(a)(1) and (2).

Accordingly, IT IS ORDERED the motion (Doc. 47) is GRANTED.

IT IS FURTHER ORDERED that Lucas's interest in the following property is forfeited to the United States in accordance with 21 U.S.C. § 853(a)(1) and (2):

- \$85,099.00 U.S. Currency;
- \$1978.00 U.S. Currency;
- Smith and Wesson SD4OVE Pistol, 40 caliber, S/N: HEP5988;

- Smith and Wesson SD9VE Pistol, 9 caliber, S/N: FCK3546; and
- Assorted ammunition.

IT IS FURTHER ORDERED that the United States is directed to seize the property subject to forfeiture and further to make a return as provided by law.

IT IS FURTHER ORDERED that the United States will provide written notice to all third parties asserting a legal interest in any of the above-described property and will post on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, notice of the Court's Preliminary Order and the United States' intent to dispose of the property in such manner as the Attorney General of the United States may direct, pursuant to 21 U.S.C. § 853(n)(1), and to make its return to this Court that such action has been completed.

IT IS FURTHER ORDERED that upon adjudication of all third-party interests, if any, the Court will enter a final order of forfeiture, pursuant to 21 U.S.C. § 853(n)(7) and Fed. R. Crim. P. 32.2(c)(2), in which all interests will be addressed.

DATED this 28th day of June, 2023.



Dana L. Christensen, District Judge
United States District Court